

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

UNITED STATES OF AMERICA)	CASE NO.: 4:05CR413-02
)	
Plaintiff)	JUDGE SOLOMON OLIVER, JR.
)	
vs.)	
)	<u>ORDER ACCEPTING PLEA</u>
JOYCE A. SAUNDERS)	<u>AGREEMENT, JUDGMENT, AND</u>
)	<u>REFERRAL TO U.S. PROBATION</u>
Defendant)	<u>OFFICE</u>

This case is before the Court on a Report and Recommendation filed by United States Magistrate Judge **Kenneth S. McHargh** regarding the change of plea hearing and plea agreement of **Joyce A. Saunders**, which was referred to the Magistrate Judge with the consent of the parties.

On **August 24, 2005**, the government filed a **one**-count indictment against **Joyce A. Saunders**, for **Conspiracy to Distribute and to Possess with Intent to Distribute Marijuana** in violation of **Title 21 Section 846**. On **September 7, 2005**, a hearing was held in which **Joyce A. Saunders**, entered a plea of not guilty before Magistrate Judge **James S. Gallas**. On **December 12, 2005**, Magistrate Judge **Kenneth S. McHargh**

received **Joyce A. Saunders'** plea of guilty and issued a Report and Recommendation ("R&R") concerning whether the plea should be accepted and a finding of guilty entered. Magistrate Judge McHargh filed his R&R on December 12, 2005.

Neither party submitted objections to the Magistrate Judge's R&R in the ten days after it was issued.

On de novo review of the record, the Magistrate Judge's R&R is adopted. **Joyce A. Saunders**, is found to be competent to enter a plea and to understand **her** constitutional rights. **She** is aware of the charges and of the consequences of entering a plea. There is an adequate factual basis for the plea. The Court finds the plea was entered knowingly, intelligently, and voluntarily. The plea agreement is approved.

Therefore, **Joyce A. Saunders**, is adjudged guilty of Count **1** in violation of **Title 21 Section 846**. This matter is referred to the U.S. Probation Department for the completion of a pre-sentence investigation and report. Sentencing will be on **March 8, 2006** at **10:00 a.m.** in Courtroom 17A.

IT IS SO ORDERED.

/S/SOLOMON OLIVER, JR.
UNITED STATES DISTRICT JUDGE

January 19, 2006